

1 **STIP**
2 **GABRIEL L. GRASSO, ESQ.**
3 **State Bar Number 7358**
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8 **Attorney for ORR-HUGHES**

6 **UNITED STATES DISTRICT COURT**
7
8 **IN AND FOR THE DISTRICT OF NEVADA**

9 **UNITED STATES OF AMERICA,** **)**
10 **Plaintiff,** **)**
11 **vs.** **)** **Case No.: 2:18-mj-00823-VCF**
12 **SARAH ORR-HUGHES,** **)** **STIPULATION TO CONTINUE**
13 **Defendant.** **)** **PRELIMINARY EXAMINATION**
14 **)**
15 **SECOND REQUEST)**

16 IT IS STIPULATED between the defendant SARAH ORR-HUGHES through her
17 attorney GABRIEL L. GRASSO, ESQ., and the United States of America, through
18 BRANDON JAROCH, Assistant United States Attorney, that the Preliminary Examination
19 currently scheduled for November 5, 2018, at the hour of 4:00 p.m., be vacated and
continued to a date and time convenient to this court but not earlier than thirty (30) days.

20 This Stipulation is entered into pursuant to General Order 2007-04 and based
upon the following:

- 21 1. There have been one previous continuances granted to the defense in this
case.
- 22 2. The parties are in Pre-Indictment plea negotiations and will require an
additional 30 days to attempt to resolve this matter.
- 23 3. The defendant is on Pretrial Release and does not object to a continuance of
the preliminary hearing.
- 24 4. Denial of this request for continuance would deny defense counsel sufficient
time to be able to appear at the motion to withdraw, taking into account the
exercise of due diligence.

- 1 5. Also, denial of this request or continuance would result in a miscarriage of
2 justice.
3 6. This is the second request for a continuance of the preliminary hearing date.

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5 DATED this 1 day of November, 2018.

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7 RESPECTFULLY SUBMITTED BY:

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/s/ *Brandon Jarocho*
BRANDON JAROCH
Assistant United States Attorney

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7 /s/ *Gabriel L. Grasso*
8 GABRIEL L. GRASSO
9 Attorney for ORR-HUGHES

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10 **UNITED STATES DISTRICT COURT**
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12 **IN AND FOR THE DISTRICT OF NEVADA**

13 **UNITED STATES OF AMERICA,** **)**
14 **)**
15 **Plaintiff,** **)**
16 **)** **Case No.: 2:18-mj-00823-VCF**
17 **vs.** **)**
18 **)** **STIPULATION TO CONTINUE**
19 **SARAH ORR-HUGHES,** **)**
20 **)** **PRELIMINARY EXAMINATION**
21 **Defendant.** **)**
22 **)** **(SECOND REQUEST)**
23 **_____** **)**

24 **FINDINGS OF FACT**

25 Based upon the submitted Stipulation, and good cause appearing therefore, the
26 Court finds that:

- 27 1. The parties seek additional time for pre-indictment plea negotiations.
28 2. The defendant does not object to a continuance of the preliminary hearing.

29 **CONCLUSIONS OF LAW**

- 30 1. Denial of this request for continuance would deny counsel the ability to
31 explain his reasons for withdraw to the Court.
32 2. Additionally, denial of this request for continuance would result in a
33 miscarriage of justice.
34 3. For all of the above stated reasons, the ends of justice would best be served
35 by a continuance of the sentencing hearing date.

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4. The additional time requested by the stipulation, is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A), considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).
 5. This is the second request for a continuance.

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ORDER

IT IS ORDERED that the PRELIMINARY EXAMINATION hearing currently scheduled for November 5, 2018, at 4:00 p.m., be vacated and continued to _____ December 6, 2018 at 4:00 PM.

DATED this 2nd day of November, 2018.



UNITED STATES MAGISTRATE JUDGE